

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ENERGIZER S.A.

07 CV 7406 (LTS)

Plaintiff,

-against-

M/V YM GREEN, her engines, boilers and  
tackle *in rem*; YANG MING MARINE TRANSPORT  
CORP.; YANGMING (UK) LTD.; ALL OCEANS  
TRANSPORTATION INC.; KAWASAKI KISEN KAISHA,  
LTD., CONTERM HONG KONG LTD.; VANGUARD  
LOGISTICS SERVICES HONG KONG LTD.; FIEGE  
GOTH CO., LTD.; and SHENZHEN HIGH POWER  
TECHNOLOGY CO. LTD.

ANSWER TO  
CROSS CLAIM  
OF DEFENDANT  
SHENZHEN HIGH POWER  
TECHNOLOGY CO. LTD.  
WITH AFFIRMATIVE  
DEFENSES

Defendants.  
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Defendant KAWASAKI KISEN KAISHA, LTD. (answering  
defendant) by its attorneys, MAHONEY & KEANE, LLP, answers the  
Cross-Claim of defendant SHENZHEN HIGH POWER TECHNOLOGY CO. LTD.  
upon information and belief as follows:

FIRST: Answering defendant denies the allegations  
contained in paragraphs "50" and "51" of defendant SHENZHEN HIGH  
POWER TECHNOLOGY CO. LTD. Cross-Claim.

AS AND FOR A FIRST SEPARATE AND COMPLETE AFFIRMATIVE DEFENSE

SECOND: Defendant, KAWASAKI KISEN KAISHA, LTD., repeat,  
reiterate and make applicable to co-defendant SHENZHEN HIGH POWER  
TECHNOLOGY CO. LTD.'s Cross-Claim each Separate and Complete  
Affirmative defense in their Answer to plaintiff's Complaint as if  
specifically set forth herein at length and specifically without  
waiver of any jurisdictional defenses set forth in answering

defendant's answer to plaintiff's Complaint.

WHEREFORE, defendant KAWASAKI KISEN KAISHA, LTD. demand judgment dismissing the Cross-Claim herein, and awarding defendant KAWASAKI KISEN KAISHA, LTD. costs, fees, including reasonable attorneys fees and disbursements of this action, and further demands judgment against the co-defendant SHENZHEN HIGH POWER TECHNOLOGY CO. LTD. for all sums which may be recovered by plaintiff against the defendant KAWASAKI KISEN KAISHA, LTD. and awarding KAWASAKI KISEN KAISHA, LTD. costs, disbursements and attorneys' fees of this action, and for such other and further relief as to the Court may seem just and proper.

Dated: New York, N.Y.  
February 6, 2008

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Attorneys for Defendant  
KAWASKAKI KISEN KAISHA

By:

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